

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 6, 2011 – REGULAR SESSION**

The Board of Island County Commissioners (including Diking Improvement District #4) met in Regular Session on June 6, 2011 beginning at 10:00 a.m. in the Board of County Commissioners Hearing Room (Room # 102B), Annex Building, 1 N.E. 6th Street, Coupeville, Washington. Angie Homola, Chair, Helen Price Johnson, Member, and Kelly Emerson, Member were present. The meeting began with the Pledge of Allegiance.

PUBLIC INPUT OR COMMENTS

None

(Recording @ 1:07)

MODIFICATIONS TO THE AGENDA

- Item 15, *Chapman Road Slope Failure*, pulled from the agenda.
- Item 26, *Ordinance C-60-11 (PLG-005-11) In the Matter of Adopting Amendments to Island County Code Chapters 16.19 and 17.03 Relating to Maximum Review Timeframes for Permit Processing. Transmittal of the Planning Commission recommendation for the aforementioned ordinance to the Board of Island County Commissioners*, again tabled to a future date at the request of the Planning Director to provide additional time for review.

CONSENT AGENDA

[Documents on file with the Clerk of the Board]

(Recording @ 4:55)

Action:

BY UNANIMOUS MOTION (3-0) the Board approved the following items presented on the Consent Agenda:

Pre-audited bills: \$360,401.88
 Vouchers: \$680,118.83
 Electronic funds transfers: \$2,875.58
 Payroll: \$547,370.54
 Minutes: *None presented*

Budget

Resolution C-63-11 Revising the Island County Purchasing Policy to Include WSU Extension Services Director

Emergency Management

Amendment B– State Homeland Security Grant Program (SHSGP) Contract #E10-206; Expiration date revised to March 31, 2012 (RM-PW-11-0133) (PW-1120-047)

Enhanced 911

Interlocal Agreement with WA State Military Dept. providing State Enhanced 911 funds for County FY12 Wireline and Wireless Operations at ICOM; Contract No. E12-011; Amount: \$73,170 (RM-BOCC-11-0167)

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 6, 2011 – REGULAR SESSION**

Human Resources - Personnel Action Authorizations

| <u>Department</u> | <u>PAA #</u> | <u>Description</u> | <u>Position #</u> | <u>Action</u> | <u>Eff. Date</u> |
|----------------------------------|--------------|------------------------------------|-------------------|----------------------------------------|------------------|
| Planning & Community Development | 051/11 | Administrative Assistant | 413.00 | Personnel Action (Change in Pay Grade) | 06/06/11 |
| Planning & Community Development | 052/11 | Administrative Assistant Temporary | 413.02 | New Temporary Position Max. 120 days | 06/06/11 |

Human Services

Contract Amendment No. 6 with Phoenix Recovery Services, LLC. The amendment will reduce the total contract amount by \$13,189; Contract No: HS-06-09 (RM-HS-11-0120)

Planning & Community Development

Amendment No. 1 to Contract with Environmental Science Associates, (ESA) for consultant services to update the Shoreline Master Program. Funded by SMA Grant Agreement G1100007 with the Department of Ecology. Amendment will utilize an additional \$40,000 for additional shoreline inventory/analysis and restoration plan tasks in year one of the grant, (RM-PLAN-11-0161). No change to grant agreement.

Public Health

- Interlocal Agreement Amendment with Whidbey Island Conservation District – Lone Lake Water Quality Monitoring. Amendment extends the time of performance and corrects agency reference and contact information; Interlocal Amount: \$17,848; Amendment Amount: \$ -0- (RM-HLTH-11-0158)
- Letter of Support for Island County Public Health's grant application to NACCHO for the Accreditation Preparation: Community Health Assessment and Community Health Improvement Plans Demonstration Site Project

Public Works - County Roads

- Bid Award – Glendale Creek Restoration & Fish Passage Enhancement; CRP 11-05, Work Order No. 482; Award to Island Asphalt & Sitework, Inc.; \$153,399.00
- Local Agency Federal Aid Project Prospectus – Washington State Department of Transportation (WSDOT); Safety Improvements to County Roads; CRP 11-01, Work Order No. 490.
- Local Agency Agreement – Washington State Department of Transportation (WSDOT); County Road Safety Project; CRP 11-01, Work Order No. 490; Preliminary Engineering; \$85,000.00 (State) (RM-PW-11-0156) (PW-1120-051)
- Resolution C-64-11/R-26-11 In the Matter of the Adopting Revisions to Island County Real Property Acquisition & Right-of-Way Procedures.

Sheriff

Interagency Agreement with the WA State Patrol for Marijuana Eradication to be used for training, overtime, or equipment. Period from January 1, 2011 until November 30, 2011; WSP Grant Contract No. C110849FED; Amount: \$1,000 (RM-SHER-11-0157)

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 6, 2011 – REGULAR SESSION**

REGULAR AGENDA

[Documents on file with the Clerk of the Board]

Commissioners

Consider appointments and/or re-appointments to various boards and committees

Recommendation of Appointment to fill Position 2 on the Northwest Senior Services Advisory Board

(Recording @ 5:58)

Action and comment:

By unanimous motion (3-0) the Board re-appointed Ken O'Mhuan to the Northwest Senior Services Advisory Board.

Recommendation of Appointment to fill Positions 2, 8, and 10 on the Water Resource Advisory Committee

Position 8

(Recording @ 7:47)

Action:

Commissioner Emerson moved to re-appoint Sherwood Minckler to Position 8. Motion died for lack of a second.

Chair Homola moved to appoint Lori Clark to Position 8, seconded by Commissioner Price Johnson. Motion carried 2-1 (Commissioner Emerson voted no)

Position 10

(Recording @ 9:05)

Action:

By unanimous motion (3-0) the Board re-appointed Grant Heiken to Position 10.

Position 2

(Recording @ 9:37)

Action:

Commissioner Emerson moved to appoint Ralph Ferguson to Position 2. Motion died for lack of a second.

Commissioner Price Johnson moved to re-appoint Barbara Brock to Position 2, seconded by Chair Homola. Prior to the Chair calling for the vote Commissioner Emerson offered reasons why Mr. Ferguson should be considered for the position. She asked that the Commissioners reconsider their motion. Motion carried 2-1 (Commissioner Emerson voted no)

Recommendation of Appointment to fill Position 2 on the Camano Island Mosquito Abatement District Board

Taken out of order

(Recording @ 21:18)

Action:

By unanimous motion (3-0) the Board appointed Pat Campbell to the Camano Island Mosquito Abatement District Board as recommended.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 6, 2011 – REGULAR SESSION**

PUBLIC HEARINGS

[Documents on file with the Clerk of the Board]

Franchise #61(1)R – Renewal of existing water distribution system; Cornet Bay Heights Water Association; Plat of Cornet Bay Heights, Divisions No. 1 - 5; Sec. 36, Twp 34N, R 1E. (RM-PW-11-0124 (PW-1120-040))

(Recording @ 12:30)

Mr. Oakes provided the staff report, recommending approval.

The Chair opened the floor for public comment and there being none, public comment was closed.

(Recording @ 13:25)

Action:

By unanimous motion (3-0) the Board approved Franchise #61(1)R.

Franchise #194R – Renewal of existing franchise for a water distribution system; in a portion of County right-of-way known as West Camano Drive; Point Allen Water Association; located in Secs 25/26, Twp 30N, R 3E (RM-PW-11-0040) (PW-1120-011)

(Recording @ 14:03)

Mr. Oakes provided the staff report, recommending approval.

The Chair opened the floor for public comment and there being none, public comment was closed.

(Recording @ 14:40)

Action:

By unanimous motion (3-0) the Board approved Franchise 194R.

Franchise #207R – Renewal of existing franchise for a water distribution system; in a portion of County right-of-way known as North Bluff Road; North Bluff Association; Plat of Greenbank Waterfront Tracts; located in Sec. 4, Twp 30N, R 2E. (RM-PW-0077) (PW-1120-022)

(Recording @ 15:11)

Mr. Oakes provided the staff report, recommending approval.

The Chair opened the floor for public comment and there being none, public comment was closed.

(Recording @ 15:50)

Action:

By unanimous motion (3-0) the Board approved Franchise 207R.

Franchise #400 – Renewal & transfer of a franchise for an existing water distribution system; in a portion of County rights-of-way known as Maple Heights Road, Brown Road, Scenic Avenue and

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 6, 2011 – REGULAR SESSION**

Maple Grove Road; Plat of Maple Grove Beach, Divisions No. 3; Scenic Beach Water Company; located in Sec 23, Twp 32N, R 2E (RM-PW-10-0549) (PW-1020-112)

(Recording @ 16:15)

Mr. Oakes provided the staff report, recommending approval.

The Chair opened the floor for public comment and there being none, public comment was closed.

(Recording @ 17:00)

Action:

By unanimous motion (3-0) the Board approved Franchise 400.

Franchise #403 – Renewal of existing franchise for a water distribution system; County rights-of-way known as D’Jorup St., Puesta del Sol Ave., Utsalady Rd., North Camano Dr., Stillaguamish Ave., Vista Del Mar St., Vista Del Monte St., Chick R., and Conley Dr; Plat of Buena Vista, Divisions No. 1-4 Buena Vista Community Club; located in Sec. 19, Twp 32N, R 3E. (RM-PW-11-0078) (PW-1120-0242)

(Recording @ 18:15)

Mr. Oakes provided the staff report, recommending approval.

The Chair opened the floor for public comment and there being none, public comment was closed.

(Recording @ 18:55)

Action:

By unanimous motion (3-0) the Board approved Franchise 403.

Franchise #404 – Transfer and consolidation of existing franchise for a water distribution system; in County rights-of-way known as Hastie Lake Road, West Beach Road; all County roads within the Plat of Patton’s Hide-away, Divisions No. 1-3; Hide-Away Water Company, Inc.; located in Sec. 13, Twp 32N, R 1W & Sec 18, Twp 32N, R 1E. (RM-PW-11-0082) (PW-1120-025)

(Recording @ 19:22)

Mr. Oakes provided the staff report, recommending approval.

The Chair opened the floor for public comment and there being none, public comment was closed.

(Recording @ 20:01)

Action:

By unanimous motion (3-0) the Board approved Franchise 404.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 6, 2011 – REGULAR SESSION**

COMMISSIONERS COMMENTS & ANNOUNCEMENTS

(Recording @ 22:00)

Commissioner Price Johnson

Will attend WCIF Board meeting in Pasco Wednesday and Thursday

Chair Homola

Attended last Friday the WWII Memorial, Battle of Midway

Attended Relay for Life over the weekend

Brief update on the condition of Judge Strow following his motorcycle accident

(Recording @ 25:30)

Commissioners

Department of Ecology's report, *Control of Toxic Chemicals in Puget Sound*

Announcement of Executive Sessions

Chair Homola announced that the Board would recess then meet in Executive Session at 11:30 a.m. as provided by RCW 42.30.110(1)(i) to discuss with legal counsel litigation or potential litigation. The Executive Session would take place in the Commissioners' Hearing Room (Room # 102B), Annex Building, 1 N.E. 6th Street, Coupeville, WA and was expected to last approximately one hour. No announcement was anticipated.

The Chair also announced that following the Executive Session the Board would recess its Regular Session, reconvening in open session on Tuesday, June 7 at 9:30 a.m. for the purpose of holding another Executive Session as allowed under RCW 42.30.110(1)(i) to discuss with legal counsel litigation or potential litigation. The Executive Session would take place in the County Administration Building, Room 215, 1 NE 7th Street, Coupeville, WA and was expected to last approximately 30 minutes. No announcement was anticipated. Commissioner Emerson would be unable to attend the Executive Session due to a conflict of interest.

The Board then recessed at 10:38 a.m., reconvening in Executive Session at 11:30 a.m. with Deputy Prosecuting Attorney Dan Mitchell as allowed under RCW 42.30.110(1)(i). At 12:30 p.m. Chair Homola announced that an additional 10 minutes would be needed for Executive Session. At 12:40 p.m. the Chair announced that another 5 minutes would be needed for Executive Session.

At 12:45 p.m. the Board recessed its Regular Session following Executive Session.

REGULAR SESSION RECONVENED - TUESDAY, JUNE 7, 2011

At 9:30 a.m. Commissioners Homola and Price Johnson reconvened Regular Session and immediately went into Executive Session as provided under RCW 42.30.110(1)(i) to discuss with legal counsel, Mark Johnson, litigation or potential litigation. The Chair announced that the Executive Session would last approximately 30 minutes with no announcement expected. Commissioner Emerson did not attend due to a conflict of interest.

**BOARD OF ISLAND COUNTY COMMISSIONERS MINUTES OF MEETING
JUNE 6, 2011 – REGULAR SESSION**

There being no further business to come before the Board the meeting adjourned at 10:00 a.m. following Executive Session. The Board will meet next in Regular Session on June 13, 2011 beginning at 10:00 a.m.

BOARD OF COUNTY COMMISSIONERS
ISLAND COUNTY, WASHINGTON

Angie Homola, Chair

Helen Price Johnson, Member

Kelly Emerson, Member

ATTEST:

Elaine Marlow, Clerk of the Board